IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 2122 of 2005

Between:

Smt. Saripalli Appiahamma W/o. Late Appanna,
R/o. 4-142, Yendada, Visakhapatnam Rural and Mandal, Visakhapatnam.

..... PETITIONER

AND

The Commissioner, Muncipal Corporation, Visakhapatnam.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ or order or orders, or direction more particularly one in the nature of writ of mandamus declaring the action of the respondent directed the petitioner to obtain succession certificate for necessary action is illegal, arbitrary, unconstitutional and against the principles of natural justice when the petitioner filed all necessary documents before the respondent and consequently direct the respondent to enable the petitioner or her daughter for compassionate appointment in any suitable post under compassionate grounds with or without referring to the proceedings vide Rc.No.17757/02/F2 Municipal Corporation VIsakhapatnam passed by the respondent.

Counsel for the Petitioner :MR.KARRI SURYANARAYANA

Counsel for the Respondent : MR.N.RANGA REDDY

The Court made the following :

O R D E R

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This writ petition is filed by the petitioner aggrieved by the proceedings of the respondent-Municipal Corporation, Visakhapatnam, against which the petitioner sought for a direction for appointment under compassionate grounds, and the objection of the petitioner was that the respondent-Corporation directed him to obtain succession certificate.

After issuing notice, the respondent filed its counter. On behalf of the Corporation, the learned Standing Counsel took an objection that the writ petition is not maintainable against the respondent-Corporation, especially with reference to employment in the respondent-Corporation, which is covered under the A.P. Administrative Tribunals Act.

In that view of the matter, the present writ petition is not maintainable and the same is accordingly dismissed, with a liberty to the petitioner to approach the A.P. Administrative Tribunal. No order as to costs.

JUSTICE S.ANANDA REDDY

15TH JUNE, 2005.

PGS

To

1) 2 CD copies

2) 1 CC to MR.N.RANGA REDDY (SC FOR MPL)

3) The Commissioner, Municipal Corporation, Visakhapatnam.